Confiscation of Magazines Publishing obscene materials

4578. SHRI V. HANUMANTHA/ RAO: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whethtr it is a fact that the Maharashtra Government has sought powers to, confiscate the periodicals and magazines publishing obscene materials; as reported in the 'Times of India' dated the 27th March, 1995;

(b) if so, whether Government propose to gi\e such powers; and

(c) whether such types of cases had been brought to their notice from other States also; if so, the number of cases brought to their notice during the last three months and the action taken in' regard thereto?

THE MINISTER OF STATE iN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT);(a) and *(b)* No Sir, the State Government is itself equiped with powers to confiscate objectionable and obsence literature, picture etc.. under the provision of Section 95 of the Q-.P.C.

(c) Several Publications/magazines contaning objectionable and obscene material have come to the notice of State Governments and State Governments are taking action against such publication under Section 95 of Cr. P.C. which gives them power to confiscate obscene/objectionable literature.

Direiet'ion of the Delhi Higli Court on Summonmg Person to Police Stations

4579. SHRI O. P. KOHLI: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government's attention has been drawn to the newsjtem captioned "Bina notice Kisi ko thane main boolana sanvidhan ka ulanghan" appearing in the Dainik 'Jagran' of the 10th December, 1994;

(b) if So, the reaction of Government thereto:

(c) whether Government are aware that Delhi High Court had ruled sometime back that no person shall be called to police station by the Delhi Police, without first giving him reasons for doing that in writing;

(d) if so, whether the Court's direction is being followed by the Delhi Police, in letter and spirit;

(e) whether any violation thereof has come to Government's notice; and

(f) if so, the details thereof and the action taken against the guilty Police officials?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P. M. SAYEED): (a) to (d) Yes, Sir. The High Court of Delhi, while dispo-ing of criminal writ petition No. 848/94 had observed that police interrogation, if' warranted, should take place where the person is found and that the police have no business to take any person to the police station without following the procedure laid down in Section 162 of the Criminal Procedure Code. Failure tO' observe this procedure is viewed seriously stern diciplinary action is initiated whenever instances of default come to notice.

(e) and (f) In the case mentioned above, the Court has expressed the hope that such lapses would not be repeated by the concerned SHO. In view of this, no action was taken against any police official in this case. The SHO has been duly counselled to exercise restrain & observe procedure, in future.

Perscins arrested with lorged Pass-ports and visa

4580. PROF. VIJAY KUMAR MALHOTRA: Will the Minister of HOME AFFAIRS be pleased to state:

(a) the number of persons arrested travelling on forged passports and visas in the country during the last three year, year-wise;

(b) (he countries to which they belong;

(c) the action taken against such per sons; and

(d1 the steps taken to gear up the machinery fo plug all loopholes to check entry of Such persons?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P. M. SAYEED): (a) to (d) According to information available, the following is the statement regarding the persons arrested for travelling on forged passports and their nationality.

S.No.	Natioanlity	1992	1993	1994
1	Yeman	..	1	..
2	Somalia	7	..	3
3	Srilanka	15	18	29
4	U.K.	2	2	1
5	Nigeria	4	3	1
6	Canada	1	..	4
7	Pakistan	30	5	..
8	Afghanistan	6	19	29
9	Bangladesh	38	8	..
10	South Africa	1	..	..
11	Italy	1	..	..
12	People's Republic of China	14	..	..
13	Iran	2	1	6
14	Thailand	1	..	..
15	Saudi Arabia	2	..	..
16	Switzerland	1	..	..
17	Malta	1	..	..
18	Kuwait	..	1	..
19	Nepal	..	2	..
20	Poland	..	2	..
21	Iraq	..	1	..
22	Germany	..	1	3
23	U.S.A.	..	1	2
24	Sudan		..	1
25	Spain	.	..	1
26	Kenya	..	..	1
27	India	500	410	419
	Total :	626	475	500

Criminal cases have been registered against persons concerned according to provision's of law, apart from impounding of forged Indian passports.

In order to gear up the machinery and to plug loopphoies, -vigilance staff has been deputed to conduct random check-ing. [mmigration stall is regularly briefed and alerted against such actvities.

Seizure of Arms and Ammuoition irou smugglers and terrorists

4581. SHRI RAJ NATH SINGH : WiU the Minister of HOME AFFAIRS hee pleased to state :

(a) the amount of arms and ammunition seized by Government a(various places from smugglers and lenorists, during the last three years;

(H) the market value of these arms at present; and

(e) the manner in which they axe disposed of?

THE MINISTER OF STATE IN THE MINISTRYOF HOME AFFAIRS (SHRI RAJESH PILOT): (a) A statement indication the available infornalion with regard to seizure of arms and ammuni-licns froin smugglers/terrorists jn various parts of the country is, !aid cu the Table of the House as Annexure. *(See* Appendix 173. Annexure No. 93)

fb) and (c) The market value of these weapons havg not been assessed since the weapons recoveied from the smugglei-s/terrorists become part of the case property in the Courts. Thereafter, these weapons are disposec" of in accordance with the diections of the Court

Vacancies in BSF

4582. SHRI 1, A. MOHAMMED SAQHY . will the Minister of HOME -MTAIRS be pleased to state:

(a) when was the last cadre review conducted in respect of Officers of the rank of Assistant Commmdart and above is Border Security Force (BSFV

(b) what are the promotion channels at present in BSF *vis-a-vis* police and other para military forces.

the number of posts of officens lying vacant in BSF, rank-wise;

(,d) what are the reaaons that the vacancies are not being filled up even when eligible officers in different ranks are available; and

(o) by when the posts are likely to be filled up on the basis of one time post from amongst the eligible officers in BSF?

THE MINISTER OF STATTi IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PALIOT): (a) The last cadre review was held in 1990.

(b) Officers of BSF are governed under the provisions of BSF Act, and Rules. However, their pro motional avenues are by and large same as in other Central Para Military For ces. The Central Para Military Forces are not comperable with the State Police.

(c) The rank-wise details of vacancies are as under:—

(i) Assistant Commandant	376
(ii) Deputy Commandant	339
(iii) Second-in-Command .	5
(iv) Commandant ...	5
(v) Dy. Inspector Genera!	4
(vi) Inspector General .	2

(d) and (e). As regards the vacancy position of Assistant Commandants, 150 probationers are undergoing basic train-irig and for filling of the remaining posts, selection process has been completed re-cently. The shortages in the post of Dy. Camdt. are, however, acute as sufficient number of eligible officers are not available for promotion. The vacancy position in the other grades is transitory.

Unearl'Iiiug of a racket in sharei certificates

4583. SHRI S. S. AHLUWALIA : Will the Minister of HOME AFFAIRS be pleased to state :

(a) whether Government's attention has been drawn to the report as published